

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 1081 OF 2005

M/s.Parsholex Agroplast Pvt.Ltd. ...Petitioner
V/s.
M/s.M.G. Traders & Anr. ...Respondents

Shri Umesh Mankapure for Petitioner.
Shri Rajesh More, APP for State.

CORAM : V.M. KANADE, J.

DATED : AUGUST 2, 2006

P.C. :-

. Heard learned Counsel for the petitioner. None appears for respondent no.1 though he is served. Notice was issued by this Court and it was specifically mentioned in the said notice that the matter would be decided at the admission stage. Though this notice has been served on respondent no.1, none appears for respondent no.1.

2. The petitioner is challenging the order passed by the J.M.F.C. Sangli who by his order dated 7th March, 2005 has not permitted the petitioner to produce the office copy of the notice on the ground that one office copy is already on record.

3. Learned Counsel for the petitioner invited my attention to the fact that a specific grievance was made by the petitioner that the original documents from the record were not being traced and therefore, the present application has been filed.

4. In my view, there is obvious error committed by the Magistrate and the order is passed without any application of mind. The impugned order dated 7th March, 2005 is set aside.

5. The Magistrate is directed to permit the petitioner to produce the office copy on record. The Magistrate to decide the criminal case, as expeditiously as possible.

. With these directions, Criminal Writ Petition is disposed of.

(V.M. Kanade, J.)